



DANIEL HARRIGAN, MAYOR

## CITY OF AKRON, OHIO

*Margo Sommerville, President*

*Jeff Fusco, Vice-President*

*Rich Swirsky, President Pro-Tem*

### Members of Council:

Jeff Fusco, <b>At-Large</b>	Tara Samples, <b>Ward 5</b>
Linda Omobien, <b>At-Large</b>	Brad McKittrick, <b>Ward 6</b>
Ginger Baylor, <b>At-Large</b>	Donnie Kammer, <b>Ward 7</b>
Rich Swirsky, <b>Ward 1</b>	Shammas Malik, <b>Ward 8</b>
Phil Lombardo, <b>Ward 2</b>	Mike Freeman, <b>Ward 9</b>
Margo Sommerville, <b>Ward 3</b>	Sharon Connor, <b>Ward 10</b>
Russel Neal, <b>Ward 4</b>	<a href="http://www.akroncitycouncil.org">www.akroncitycouncil.org</a>

### Council Agenda For March 22, 2021 - **DRAFT**

Regular Meeting held on March 15, 2021. All members were present except Swirsky. Minutes of the previous meeting approved.

#### CONSENT AGENDA

- 1 ORDINANCE authorizing the Director of Public Service, or his designee, after publicly advertising for bids, to enter into a contract or contracts for the construction of Citywide Sidewalks 2021; and declaring an emergency. PUBLIC SERVICE
- 2 ORDINANCE authorizing the Director of Public Service to enter into an intergovernmental agreement with Summit County for the resurfacing of Smith Road; authorizing the Director of Finance to make payment therefor; and declaring an emergency. PUBLIC SERVICE
- 3 ORDINANCE authorizing the Director of Public Service, or his designee, after publicly advertising for bids, to enter into a contract or contracts for the replacement of lead service lines at residences throughout the City of Akron; and declaring an emergency. PUBLIC UTILITIES & GREEN

#### RULES (M. Freeman, Chairman)

NO ITEMS

#### BUDGET & FINANCE (M. Freeman, Chairman)

TIME

- 1 RESOLUTION adopting an annual operating budget for the fiscal year

2021; and declaring an emergency. (3/1/21)

- 2 ORDINANCE to make the annual appropriation for the current expenses, other expenditures and the capital outlays of the City of Akron for the fiscal year ending December 31, 2021; and declaring an emergency. (3/1/21)  
(Substitute Offered as an Amendment read in 3/15)

## **PLANNING & ECONOMIC DEVELOPMENT (J. Fusco, Chairman)**

UP FOR PUBLIC HEARING - March 29, 2021

- 1 ORDINANCE to construct a 190 foot monopole telecommunications tower at 596 Beacon Street; and declaring an emergency. (1/4/21)  
(Public Hearing rescheduled from 2/1/21)

REFERRED:

- 2 D-205 Petition of TCM Enterprise Management, LLC, for a Conditional Use to construct a parking lot at 376 N. Arlington Street. (PC-2020-85-CU) (3/15/21)
- 3 D-206 Amendment to the Building Line Map to change the established building line on Lot 33 of the Heron Crest Allotment from 130 feet to 25 feet (PC-2021-03-RZ) (3/15/21)

TIME:

- 4 ORDINANCE authorizing a Conditional Use to establish a two-family residence use at 119 South Maple Street. (Public Hearing was held 3/8/21)
- 5 D-194 Petition of Chris Vanuch for a Conditional Use to establish a two-family residence use at 119 South Maple Street. (PC-2020-75-CU) (2/22/21)
- 6 ORDINANCE authorizing a Conditional Use to construct a horticulture and volunteer center at 714 N. Portage Path; and declaring an emergency. (Public Hearing was held - January 11, 2021)
- 7 D-159 Petition of Stan Hywet Hall and Gardens, Inc., for a Conditional Use to construct a horticulture and volunteer center at 714 North Portage Path. (PC-2020-78-CU) (11/23/20)
- 8 D-174 Petition of American Tower, LLC, for a Conditional Use to construct a 190 feet monopole wireless communications tower at 596 Beacon Street. (PC-2020-42-CU) (1/4/21)
- 9 ORDINANCE amending/supplementing Title 15, Chapter 153, "Zoning Code", Section 153.140 "Definitions" and Section 153.310 "Business and

Industry requirements” establishing a form-based Urban Overlay district for the East Market Street Corridor; and declaring an emergency. (9/14/20) (Public Hearing was held - 10/19/20)

- 10 ORDINANCE amending The Zoning Map by changing the Commercial Use District Classification (U4, H4, A5) on property located on the north side of East Exchange Street, west of South Arlington Street, and changing the Commercial Use District (U4, H2, A4 and U4, H2, A1) on property located on the east side of South Arlington Street, south of East Exchange Street, to Retail Business Use District (U3, H2, A4); and declaring an emergency. (9/14/20) (Public Hearing was held - 10/19/20)
- 11 ORDINANCE authorizing a Conditional Use to establish a retail use at 116 E. Cuyahoga Falls Avenue; and declaring an emergency. (Public Hearing was held 6/29/20)
- 12 D-45 Petition of Ngwe Tun for a Conditional Use to establish a retail use at 116 E. Cuyahoga Falls Avenue (PC-2020-09-CU) (3/16/20)
- 13 ORDINANCE authorizing a Conditional Use to construct a parking lot on the east side of W. Center Street (PN 6716587); and declaring an emergency. (Public Hearing was held October 21, 2019)
- 14 D-774 Petition of Community Action Agency for a Conditional Use to construct a parking lot and the sale of City-owned land on W. Center Street. (Parcel No. 6716587) (PC-2019-63-CU & S) (9/16/19)
- 15 ORDINANCE authorizing a Conditional Use to construct an apartment development at the corner of Mull Avenue and Crawford Road; and declaring an emergency. (Public Hearing was held 6/25/18)
- 16 D-505 Petition of Joe Blough (Elegant Homes) for a Conditional Use to construct an apartment development at the corner of Mull Avenue and Crawford Road. (PC-2018-15-CU) (6/4/18)
- 17 D-31. Petition of Lonnie Jones for a Conditional Use to establish a rooming house at 460 South Maple Street. (PC-2012-15) (4/16/12)

FILED:

- 18 D-155 Reopening of PC-2018-68-CU for a Conditional Use to expand a restaurant (The Corral) and construct a new retail building at 1006 S. Arlington Street (PC-2020-72-CU) (11/23/20)

#### **PUBLIC SERVICE (T. Samples, Chairwoman)**

NO ITEMS

#### **PUBLIC UTILITIES & GREEN (R. Swirsky, Chairman)**

NO ITEMS

**PUBLIC SAFETY (D. Kammer, Chairman)**

TIME

- 1 ORDINANCE amending and/or supplementing Title 7, "Traffic Code," Chapter 70 "General Provisions," Article 4, "Impounding" Sections 70.51, 70.52, 70.53, and 70.55 of the Codified Ordinances of the City of Akron; and declaring an emergency. (3/1/21)
- 2 ORDINANCE amending/supplementing Title 7 "Traffic Code," Chapter 70 "General Provisions," Article 4 "Impounding," Section 70.52 "Motor vehicle pounds" in order to add two towing companies to the City's towing districts; and declaring an emergency. (2/22/21)

**PARKS & RECREATION (R. Neal, Chairman)**

NO ITEMS

**HOUSING & NEIGHBORHOOD ASSISTANCE (J. Fusco, Chairman)**

NO ITEMS

**HEALTH & SOCIAL SERVICES (L. Omobien, Chairwoman)**

NO ITEMS

**FILED**

- 1 D-207 Notice of New D5 liquor permit to El Patron Tequileria & Cuisine LLC, 54 E. Mill Street (Ward 1)
- 2 D-208 Notice of Transfer of D2, D2X, D3, D3A, D6 liquor permit to TLDPP LLC, 426 & 434 E. Exchange St (Ward 3)
- 3 D-209 Notice of Transfer of D1, D2, D3, D3A liquor permit to Sharkbites LLC, 2465 Romig Rd (Ward 9)

**ORDINANCES & RESOLUTIONS PASSED AT PREVIOUS MEETING**

- 1 ORD 63-2021 authorizing the Director of Finance to enter into an agreement or agreements with AT&T Corp. for the provision of wireless services and equipment for a three year term; and declaring an emergency. VOTE 12-0 (Swirsky absent)

- 2 ORD 64-2021 authorizing the Mayor, or his designee, to enter into a contract or contracts with TomTod Ideas, Inc. for a partnership with the City of Akron in the Creative Akron Summer Program for 2021; and declaring an emergency. VOTE 12-0 (Swirsky absent)
- 3 ORD 65-2021 amending and/or supplementing Title 11, Chapter 111 “Regulations Governing Specific Businesses,” by adding new Article 12(A) “Third-Party Food Delivery Services” and capping commissions chargeable by third-party food delivery service businesses during states of public health emergencies; and declaring an emergency. VOTE 12-0 (Swirsky absent)
- 4 ORD 66-2021 authorizing a Conditional Use to expand a restaurant (The Corral) and construct a new retail building at 1006 S. Arlington Street; and declaring an emergency. VOTE 11-1 (Kammer) (Swirsky absent)
- 5 RES 67-2021 acknowledging the public service career of Ray Kapper; expressing condolences and sympathy to the family of Ray Kapper on his passing; and declaring an emergency. VOTE 12-0 (Swirsky absent)
- 6 RES 68-2021 approving and confirming the appointments of Joseph Ferrise, Alicia Marchand, and Megan Delong (Alternate) to the Akron Local Board of Tax Review; and declaring an emergency. VOTE 12-0 (Swirsky absent)
- 7 ORD 69-2021 authorizing the Purchasing Agent to enter into a contract or contracts, without the formality of publicly advertising for bids, with American Blazemasters for the purchase of equipment to upgrade current Self Contained Breathing Apparatus (SCBA) for use by the Akron Fire Division; and declaring an emergency. VOTE 12-0 (Swirsky absent)

### **Committees Scheduled for: March 22, 2021**

<b>1:00 P.M.</b>	<b>Planning &amp; Economic Development</b>	<b>2:30 P.M.</b>	<b>Health &amp; Social Services</b>
<b>1:45 P.M.</b>	<b>Parks &amp; Recreation</b>	<b>2:45 P.M.</b>	<b>Public Utilities &amp; Green</b>
<b>2:00 P.M.</b>	<b>Public Service</b>	<b>Subject to Call</b>	<b>Housing &amp; Neighborhood Assistance</b>
<b>2:15 P.M.</b>	<b>Public Safety</b>	<b>3:00 P.M.</b>	<b>Budget &amp; Finance</b>
<b>2:30 P.M.</b>	<b>Rules</b>		

**NEW LEGISLATION WILL BE ADDED PRIOR TO THE MEETING. PLEASE CHECK BACK FOR FINALIZED AGENDA.**